

AMENDED IN SENATE MAY 3, 2004

AMENDED IN SENATE JULY 2, 2003

AMENDED IN ASSEMBLY MARCH 28, 2003

CALIFORNIA LEGISLATURE—2003–04 REGULAR SESSION

ASSEMBLY BILL

No. 671

Introduced by Assembly ~~Member Corbett~~ *Members Corbett and
Ridley-Thomas*
(~~Principal coauthor: Assembly Member Ridley-Thomas~~)

February 19, 2003

~~An act to amend Section 7587.1 of the Business and Professions Code, relating to private security services. An act to amend Sections 13101 and 13102 of the Government Code, relating to infrastructure planning.~~

LEGISLATIVE COUNSEL'S DIGEST

AB 671, as amended, Corbett. ~~Licensing—State infrastructure planning.~~

Existing law requires the Governor to submit to the Legislature annually in conjunction with the Governor's Budget a proposed 5-year infrastructure plan. Existing law defines "infrastructure" and specifies the contents of the infrastructure plan.

This bill would include within the definition of "infrastructure" provisions for the delivery of public instruction and public information services and child care services. The bill would require the plan to include infrastructure needs for the provision of public information services, including public libraries, and for child care services required to meet projected workforce needs.

~~Existing law, the Private Security Services Act, establishes the Bureau of Security and Investigative Services within the Department of Consumer Affairs that is responsible for the licensing, registration, and regulation of private security officers. Existing law authorizes the Director of the Department of Consumer Affairs to deny, suspend, or revoke a private patrol operator license based on specified criteria.~~

~~This bill would additionally authorize the director to deny, suspend, or revoke a license if the licensee has been convicted of or violated any federal or state law or regulation regarding labor or employment or has been the subject of a complaint filed by the National Labor Relations Board.~~

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 ~~SECTION 1. Section 7587.1 of the Business and Professions~~
2 *SECTION 1. Section 13101 of the Government Code is*
3 *amended to read:*

4 13101. As used in this article, “infrastructure” means
5 *provisions for the delivery of public instruction and public*
6 *information services, child care services,* real property, including
7 land and improvements to the land, structures and equipment
8 integral to the operation of structures, easements, rights-of-way
9 and other forms of interest in property, roadways, and water
10 conveyances.

11 *SEC. 2. Section 13102 of the Government Code is amended to*
12 *read:*

13 13102. In conjunction with the Governor’s Budget submitted
14 pursuant to Section 13337, the Governor shall submit annually a
15 proposed five-year infrastructure plan to the Legislature. This plan
16 shall cover a five-fiscal-year period beginning with the fiscal year
17 that is the same as that covered by the Governor’s Budget with
18 which it is being submitted.

19 The infrastructure plan shall contain the following information
20 for the five years that it covers:

21 (a) (1) Identification of new, rehabilitated, modernized,
22 improved, or renovated infrastructure requested by state agencies.

(2) Aggregate funding for transportation as identified in the four-year State Transportation Improvement Program Fund Estimate prepared pursuant to Sections 14524 and 14525.

(3) *Infrastructure needs for the provision of public information services, including, but not limited to, public libraries.*

(4) *Infrastructure needs for child care services required to meet projected workforce needs.*

(5) Infrastructure needs for Kindergarten through grade 12 public schools necessary to accommodate increased enrollment, class size reduction, and school modernization.

~~(4)~~

(6) The instructional and instructional support facilities needs for the University of California, the California State University, and the California Community Colleges.

(b) The estimated cost of providing the infrastructure identified in subdivision (a).

(c) A proposal for funding the infrastructure identified in subdivision (a), that includes all of the following:

(1) Criteria and priorities used to identify and select the infrastructure it does propose to fund, including criteria used to identify and select infrastructure that by January 1, 2005, shall be consistent with the state planning priorities specified pursuant to Section 65041.1 for infrastructure requested by state agencies pursuant to paragraph (1) of subdivision (a).

(2) Sources of funding, including, but not limited to, General Fund, state special funds, federal funds, general obligation bonds, lease revenue bonds, and installment purchases.

(3) An evaluation of the impact of the new state debt on the state's existing overall debt position if the plan proposes the issuance of new state debt.

(4) (A) Recommended specific projects for funding or the recommended type and amount of infrastructure to be funded in order to meet programmatic objectives that shall be identified in the proposal.

(B) Any capital outlay or local assistance appropriations intended to fund infrastructure included in the Governor's Budget shall derive from, and be encompassed by, the funding proposal contained in the plan.

~~Code is amended to read:~~

~~7587.1.— Notwithstanding Section 477, a firearm qualification card and a baton permit shall be considered a license subject to the terms of this section.~~

~~Notwithstanding the assessment or payment of fines for any violations of this chapter, the director may deny, suspend, or revoke a license issued under this chapter if he or she determines that the licensee or his or her manager, if an individual, or if the licensee is a person other than an individual, that any of its officers, directors, partners, or its manager, has:~~

~~(a) Made any false statement or given any false information in connection with an application for a license or a renewal or reinstatement of a license.~~

~~(b) Violated any provisions of this chapter.~~

~~(c) Violated any rule of the director adopted pursuant to the authority contained in this chapter.~~

~~(d) Committed any act or crime constituting grounds for denial of licensure under Section 480, including illegally using, carrying, or possessing a deadly weapon.~~

~~(e) Impersonated, or permitted or aided and abetted an employee to impersonate a law enforcement officer or employee of the United States of America, or of any state or political subdivision thereof.~~

~~(f) Committed or permitted any employee to commit any act, while the license was expired which would be cause for the suspension or revocation of a license, or grounds for the denial of an application for a license.~~

~~(g) Willfully failed or refused to render to a client services or a report as agreed between the parties and for which compensation has been paid or tendered in accordance with the agreement of the parties.~~

~~(h) Committed assault, battery, or kidnapping, or used force or violence on any person, without proper justification.~~

~~(i) Knowingly violated, or advised, encouraged, or assisted the violation of any court order or injunction in the course of business as a licensee.~~

~~(j) Acted as a runner or capper for any attorney.~~

~~(k) Been convicted of a violation of Section 148 of the Penal Code.~~

~~(l) Committed any act which is a ground for denial of an application for a license under this chapter.~~

1 ~~(m) Committed any act prohibited by Chapter 1.5~~
2 ~~(commencing with Section 630) of Title 15 of Part 1 of the Penal~~
3 ~~Code.~~

4 ~~(n) Purchased, possessed, or transported any tear gas weapon~~
5 ~~except as authorized by law. A violation of this subdivision may~~
6 ~~be punished by the suspension of a license for a period to be~~
7 ~~determined by the director.~~

8 ~~(o) Been convicted of a violation of Section 95.3 of the Penal~~
9 ~~Code.~~

10 ~~(p) Been convicted of or violated any federal statute or federal~~
11 ~~regulation or any state statute or regulation regulating labor and~~
12 ~~employment or has been the subject of a complaint filed by the~~
13 ~~National Labor Relations Board pursuant to Section 160 of Title~~
14 ~~29 of the United States Code.~~

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